

1891-001 Chancery Causes: Exr. of William Ball vs. Admr. of E. H. Daniel or  
Lee Co.

Fulkerson, Duncan, Mash

CA-Debt

T-Property



To the Hon. H. S. K. Merison Judge of the Circuit  
Court of Lee County Virginia:

Humbly complaining again Orator Moses S. Ball  
executor of the last will and testament of William Ball and  
would respectfully represent that the said William Ball  
after making and publishing his last will and testament  
deceased this life in said county on the 17th day of March  
1885 and afterwards the said last will and testament was  
duly proven in one of the Courts of said county and admitted  
to probate and again Orator was thereupon admitted to qual-  
ify as the executor thereof and is now the legal executor of  
of said last will and testament and the proper representative  
of the said William Ball.

Your Orator now states that his testator the said William  
Ball in his lifetime to wit on or about the 1st day of Feb. 1883  
sold to one E. H. Daniel a certain tract or parcel of land sup-  
posed to contain 80 acres more or less lying and being in said  
county of Lee on the waters of Indian Creek, in the neighborhood  
of Bulls Bridge, and about 24 miles West of Juncosville.

Your Orator further states that the said William Ball in  
his lifetime by deed dated the 1st day of Feb. 1883, conveyed  
said tract of land to the said E. H. Daniel, but the said William  
Ball expressly reserved therein the vendors lien for the whole  
of the purchase price thereof all which will fully appear  
by reference to a copy of said deed of conveyance herewith filed  
as in part hereof marked (A)

Your Orator further states that on the 1st day of Feb. 1883  
the said E. H. Daniel in consideration of said land executed and  
delivered to said William Ball his three separate notes or bonds  
in writing under seal dated on the day and year last mentioned  
and the same are herewith filed as parts hereof marked B, C, & D,

By the first of said bonds the said E. H. Daniel bound himself  
his heirs and assigns to pay the said William Ball by the first



1 day of Feb. 1884 the sum of One hundred dollars with interest  
2 from date for past payment on land and the land to stand  
3 good for the purchase money. By the second of said bonds the  
4 said E. H. Daniel bound himself his heirs and assigns to pay to  
5 the said William Bell by the first day of Feb. 1885 the further sum  
6 of One hundred dollars with interest from date for past of  
7 purchase money on land. the land to stand good for the purchase  
8 money. And by the third and last of said bonds the said E. H. Daniel  
9 bound himself his heirs and assigns to pay to the said William  
10 Bell by the first day of Feb. 1886 the further sum of One  
11 hundred dollars with interest from date for past of purchase  
12 money on land and the land to stand good for the purchase money.

13 Thus it is seen that the purchase price of said land was \$300.00  
14 and the same is evidenced by said 3 bonds dated Feb 1 1883 and  
15 bearing interest from date and due and payable in one year and  
16 three years time from the date of contract.

17 Your Orator now states that before any part of said purchase  
18 money had been paid the said E. H. Daniel on the day of  
19 October 1887. departed this life intestate in this county, and  
20 on the 5<sup>th</sup> day of Dec. 1887, Ben L. D. Fulkerson was appointed  
21 administrator of his estate and he with E. J. Duncan & G. W. Bush  
22 his coadjutors executed a bond as such administrator in the penalty  
23 of \$9000<sup>00</sup> conditioned according to law. and a copy of said  
24 bond and the order of the court appointing said Fulkerson  
25 such court are herewith filed marked E & F. as parts hereof.

26 Your Orator states that each and every part of the money  
27 represented by said three bonds is now due and owing to him  
28 no part or parcel of either having ever been paid to the said Wm.  
29 Bell in his lifetime or to your Orator since his death, either  
30 by said E. H. Daniel in his lifetime or by said Fulkerson since his death.

31 Your Orator further states that soon after his appointment  
32 as court. the said Fulkerson took charge of the personal estate  
33 left by said Daniel at his death and sold such of his property



1 as was liable to be sold, and the property thus sold brought for  
2 two to five hundred dollars, but the precise sum your Orator  
3 cannot now state with precision. But your Orator states that  
4 the personal estate left by said Daniel at his death will be  
5 largely insufficient to pay his debts and liabilities & costs of administration  
6 so that ~~some~~ will ultimately have to be paid to his real estate  
7 for the payment of his debts.

8 Your Orator states that said E. H. Daniel owns other real estate  
9 beside the tract conveyed to him by said William Hall, but  
10 it is believed that the tract so conveyed to him, together with  
11 the personal estate, will pay the debts owing by said Daniel;

12 Your Orator states that said Faulkerson's administration  
13 account has not been stated, and it is not known by your  
14 Orator the amount of debts against said Daniel's estate or to  
15 whom due. And he is advised that it is his right to  
16 have said <sup>account</sup> stated and settled, and the creditors of said  
17 Daniel convened, and the assets of the estate marshalled.

18 Your Orator is advised that his said purchase money bonds  
19 constitute a lien on the tract of land for which they were given  
20 which a court of equity will at once enforce by decreeing a  
21 sale thereof. Your Orator states that said Daniel at his death  
22 left a widow Sarah Daniel surviving him and the following  
23 five children his heirs at law to wit Sarah A. M. Daniel Richard  
24 Daniel Catherine <sup>Daniel</sup> Florence Daniel and Harriet Daniel all of  
25 whom are under 21 years of age to whom the legal title of all  
26 lands owned by said E. H. Daniel descended, subject to the dower  
27 of said widow thereon, but your Orator states that said Daniel's  
28 right does not attach until said purchase money shall be paid  
29 so far as this particular tract is concerned.

30 The premises considered your Orator prays that said  
31 J. D. Faulkerson admr. of E. H. Daniel dead, and C. T. Duncan & C. W. Noel  
32 his securities in his official bond, and Sarah Daniel, Sarah A. M.  
33 Daniel, Richard Daniel Catherine Daniel Florence Daniel and



6 11.07  
 Cour. 15.00  
 S 2.00  
 G.A.L 5.00  
 A 15.00

\$48.07  
 Estimate

House of Representatives

Bill

L.D. Fulkerson

1888 Pine Bluff filed Sp. J.  
 Exd. & Decree nisi  
 " July d. t. Conf. and  
 G. A. L. filed  
 Aug. Cause set for hearing  
 " " Trial - Decree for cost. & costs  
 Decr. Continued  
 1889 Mr. Counteb  
 " Sept Decree & Costs  
 1890 Mr. Decree for amount down  
 & Continued  
 " Aug. Decree Costs  
 1891 Mr. Decree and  
 Decree final

1 Herewith I enclose be made dependent to this bill, and be  
 2 required to answer the same fully upon oath, that a grand  
 3 and return be appointed for said infants to appear in court  
 4 in this case, and upon a hearing thereof a decree be  
 5 entered upholding a decree given to both and that the  
 6 administration account referred to, that he also cause the  
 7 creditors of said Decree estate and that said fact of said  
 8 referred to and to be made of the other and estate be sold as well  
 9 all debts against said estate, and if in any case the  
 10 in this his special power, then again said power for all  
 11 general relief may writ of habeas corpus directed to  
 12  
 13  
 14  
 15  
 16  
 17  
 18  
 19  
 20  
 21  
 22  
 23  
 24  
 25  
 26  
 27  
 28  
 29  
 30  
 31  
 32  
 33  
 34  
 35  
 36  
 37  
 38  
 39  
 40  
 41  
 42  
 43  
 44  
 45  
 46  
 47  
 48  
 49  
 50  
 51  
 52  
 53  
 54  
 55  
 56  
 57  
 58  
 59  
 60  
 61  
 62  
 63  
 64  
 65  
 66  
 67  
 68  
 69  
 70  
 71  
 72  
 73  
 74  
 75  
 76  
 77  
 78  
 79  
 80  
 81  
 82  
 83  
 84  
 85  
 86  
 87  
 88  
 89  
 90  
 91  
 92  
 93  
 94  
 95  
 96  
 97  
 98  
 99  
 100  
 101  
 102  
 103  
 104  
 105  
 106  
 107  
 108  
 109  
 110  
 111  
 112  
 113  
 114  
 115  
 116  
 117  
 118  
 119  
 120  
 121  
 122  
 123  
 124  
 125  
 126  
 127  
 128  
 129  
 130  
 131  
 132  
 133  
 134  
 135  
 136  
 137  
 138  
 139  
 140  
 141  
 142  
 143  
 144  
 145  
 146  
 147  
 148  
 149  
 150  
 151  
 152  
 153  
 154  
 155  
 156  
 157  
 158  
 159  
 160  
 161  
 162  
 163  
 164  
 165  
 166  
 167  
 168  
 169  
 170  
 171  
 172  
 173  
 174  
 175  
 176  
 177  
 178  
 179  
 180  
 181  
 182  
 183  
 184  
 185  
 186  
 187  
 188  
 189  
 190  
 191  
 192  
 193  
 194  
 195  
 196  
 197  
 198  
 199  
 200  
 201  
 202  
 203  
 204  
 205  
 206  
 207  
 208  
 209  
 210  
 211  
 212  
 213  
 214  
 215  
 216  
 217  
 218  
 219  
 220  
 221  
 222  
 223  
 224  
 225  
 226  
 227  
 228  
 229  
 230  
 231  
 232  
 233  
 234  
 235  
 236  
 237  
 238  
 239  
 240  
 241  
 242  
 243  
 244  
 245  
 246  
 247  
 248  
 249  
 250  
 251  
 252  
 253  
 254  
 255  
 256  
 257  
 258  
 259  
 260  
 261  
 262  
 263  
 264  
 265  
 266  
 267  
 268  
 269  
 270  
 271  
 272  
 273  
 274  
 275  
 276  
 277  
 278  
 279  
 280  
 281  
 282  
 283  
 284  
 285  
 286  
 287  
 288  
 289  
 290  
 291  
 292  
 293  
 294  
 295  
 296  
 297  
 298  
 299  
 300  
 301  
 302  
 303  
 304  
 305  
 306  
 307  
 308  
 309  
 310  
 311  
 312  
 313  
 314  
 315  
 316  
 317  
 318  
 319  
 320  
 321  
 322  
 323  
 324  
 325  
 326  
 327  
 328  
 329  
 330  
 331  
 332  
 333  
 334  
 335  
 336  
 337  
 338  
 339  
 340  
 341  
 342  
 343  
 344  
 345  
 346  
 347  
 348  
 349  
 350  
 351  
 352  
 353  
 354  
 355  
 356  
 357  
 358  
 359  
 360  
 361  
 362  
 363  
 364  
 365  
 366  
 367  
 368  
 369  
 370  
 371  
 372  
 373  
 374  
 375  
 376  
 377  
 378  
 379  
 380  
 381  
 382  
 383  
 384  
 385  
 386  
 387  
 388  
 389  
 390  
 391  
 392  
 393  
 394  
 395  
 396  
 397  
 398  
 399  
 400  
 401  
 402  
 403  
 404  
 405  
 406  
 407  
 408  
 409  
 410  
 411  
 412  
 413  
 414  
 415  
 416  
 417  
 418  
 419  
 420  
 421  
 422  
 423  
 424  
 425  
 426  
 427  
 428  
 429  
 430  
 431  
 432  
 433  
 434  
 435  
 436  
 437  
 438  
 439  
 440  
 441  
 442  
 443  
 444  
 445  
 446  
 447  
 448  
 449  
 450  
 451  
 452  
 453  
 454  
 455  
 456  
 457  
 458  
 459  
 460  
 461  
 462  
 463  
 464  
 465  
 466  
 467  
 468  
 469  
 470  
 471  
 472  
 473  
 474  
 475  
 476  
 477  
 478  
 479  
 480  
 481  
 482  
 483  
 484  
 485  
 486  
 487  
 488  
 489  
 490  
 491  
 492  
 493  
 494  
 495  
 496  
 497  
 498  
 499  
 500  
 501  
 502  
 503  
 504  
 505  
 506  
 507  
 508  
 509  
 510  
 511  
 512  
 513  
 514  
 515  
 516  
 517  
 518  
 519  
 520  
 521  
 522  
 523  
 524  
 525  
 526  
 527  
 528  
 529  
 530  
 531  
 532  
 533  
 534  
 535  
 536  
 537  
 538  
 539  
 540  
 541  
 542  
 543  
 544  
 545  
 546  
 547  
 548  
 549  
 550  
 551  
 552  
 553  
 554  
 555  
 556  
 557  
 558  
 559  
 560  
 561  
 562  
 563  
 564  
 565  
 566  
 567  
 568  
 569  
 570  
 571  
 572  
 573  
 574  
 575  
 576  
 577  
 578  
 579  
 580  
 581  
 582  
 583  
 584  
 585  
 586  
 587  
 588  
 589  
 590  
 591  
 592  
 593  
 594  
 595  
 596  
 597  
 598  
 599  
 600  
 601  
 602  
 603  
 604  
 605  
 606  
 607  
 608  
 609  
 610  
 611  
 612  
 613  
 614  
 615  
 616  
 617  
 618  
 619  
 620  
 621  
 622  
 623  
 624  
 625  
 626  
 627  
 628  
 629  
 630  
 631  
 632  
 633  
 634  
 635  
 636  
 637  
 638  
 639  
 640  
 641  
 642  
 643  
 644  
 645  
 646  
 647  
 648  
 649  
 650  
 651  
 652  
 653  
 654  
 655  
 656  
 657  
 658  
 659  
 660  
 661  
 662  
 663  
 664  
 665  
 666  
 667  
 668  
 669  
 670  
 671  
 672  
 673  
 674  
 675  
 676  
 677  
 678  
 679  
 680  
 681  
 682  
 683  
 684  
 685  
 686  
 687  
 688  
 689  
 690  
 691  
 692  
 693  
 694  
 695  
 696  
 697  
 698  
 699  
 700  
 701  
 702  
 703  
 704  
 705  
 706  
 707  
 708  
 709  
 710  
 711  
 712  
 713  
 714  
 715  
 716  
 717  
 718  
 719  
 720  
 721  
 722  
 723  
 724  
 725  
 726  
 727  
 728  
 729  
 730  
 731  
 732  
 733  
 734  
 735  
 736  
 737  
 738  
 739  
 740  
 741  
 742  
 743  
 744  
 745  
 746  
 747  
 748  
 749  
 750  
 751  
 752  
 753  
 754  
 755  
 756  
 757  
 758  
 759  
 760  
 761  
 762  
 763  
 764  
 765  
 766  
 767  
 768  
 769  
 770  
 771  
 772  
 773  
 774  
 775  
 776  
 777  
 778  
 779  
 780  
 781  
 782  
 783  
 784  
 785  
 786  
 787  
 788  
 789  
 790  
 791  
 792  
 793  
 794  
 795  
 796  
 797  
 798  
 799  
 800  
 801  
 802  
 803  
 804  
 805  
 806  
 807  
 808  
 809  
 810  
 811  
 812  
 813  
 814  
 815  
 816  
 817  
 818  
 819  
 820  
 821  
 822  
 823  
 824  
 825  
 826  
 827  
 828  
 829  
 830  
 831  
 832  
 833  
 834  
 835  
 836  
 837  
 838  
 839  
 840  
 841  
 842  
 843  
 844  
 845  
 846  
 847  
 848  
 849  
 850  
 851  
 852  
 853  
 854  
 855  
 856  
 857  
 858  
 859  
 860  
 861  
 862  
 863  
 864  
 865  
 866  
 867  
 868  
 869  
 870  
 871  
 872  
 873  
 874  
 875  
 876  
 877  
 878  
 879  
 880  
 881  
 882  
 883  
 884  
 885  
 886  
 887  
 888  
 889  
 890  
 891  
 892  
 893  
 894  
 895  
 896  
 897  
 898  
 899  
 900  
 901  
 902  
 903  
 904  
 905  
 906  
 907  
 908  
 909  
 910  
 911  
 912  
 913  
 914  
 915  
 916  
 917  
 918  
 919  
 920  
 921  
 922  
 923  
 924  
 925  
 926  
 927  
 928  
 929  
 930  
 931  
 932  
 933  
 934  
 935  
 936  
 937  
 938  
 939  
 940  
 941  
 942  
 943  
 944  
 945  
 946  
 947  
 948  
 949  
 950  
 951  
 952  
 953  
 954  
 955  
 956  
 957  
 958  
 959  
 960  
 961  
 962  
 963  
 964  
 965  
 966  
 967  
 968  
 969  
 970  
 971  
 972  
 973  
 974  
 975  
 976  
 977  
 978  
 979  
 980  
 981  
 982  
 983  
 984  
 985  
 986  
 987  
 988  
 989  
 990  
 991  
 992  
 993  
 994  
 995  
 996  
 997  
 998  
 999  
 1000

Henry L. Morgan for Bill



To the Hon H. S. H. Morrison Judge of the  
Circuit Court of Lee Co Va

The Answer of Jno M Morgan Guardian  
ad Litem for Sarah, A. M. Daniel Rachell  
Daniel, Catharine Daniel Florence  
Daniel & Harriet Daniel, Infant Heirs  
to a bill filed in this Honorable Court  
against them & others, by Moses S. Ball  
executor of William Ball decd.

Respondent says his wards are young and  
of tender years and being infants are the  
peculiar object and care of Courts of  
Equity, Their interests in this suit is  
therefore committed to your Honor care  
and keeping. Respondent knows nothing  
personally of any of the matters and things  
stated in the Plaintiffs bill, nor has his  
said wards at any & there given him any  
information in regard to the matters thereof.

Respondent says all persons claiming to  
be creditors of their ancestor, be required to  
produce, clear strong and legal proof of all  
claims, before they be allowed as charges  
against said Estate, Respondent having  
now as fully as deemed necessary answered  
says that his said wards be hence discharged  
with their reasonable costs.

Jno M Morgan. Guardian ad Litem



Jno. M. Morgan

vs Ans Guardian ad Litem

Moses S. Ball Executor

Filed July 1888

J. A. Hyatt & Co.



Moses S. Bull Exor.

Plff

vs.

L. D. Frickerson Adm. tal

Def't

In Chy

This cause came on again to be heard on the papers heretofore read therein and the report of Special Com. H. J. Morgan made and filed in this cause at the present term showing that he had executed the deed of conveyance to J. A. & Wiley Stanley as directed by a former decree in the cause, and was argued by counsel, and said report being unaccepted to. On consideration thereof it is adjudged ordered and decreed that said report and deed be and the same are confirmed, and the clerk of this will deliver to the clerk of the county court, said deed for recordation; And the Plff's attorney suggesting that it is not likely that any thing further can be made out of the estate of E. H. Daniel decd. It is therefore ordered that the cause be retired from the docket, with leave to the plaintiff to have the same re-instated for cause to be shown.



M. S. Bell Esq

no { Decm No 5 final

L. D. Fulkerson adw ool

Entered Chcy

O.B. 322-23 /

Apr 1<sup>st</sup> 1871.

J. H. Stuyatt

Entered this

Apr 1 1870

H. S. K. M.



M. S. Ball Exr. vs. Peff  
vs. } In Chy  
J. D. Fulkerson adm't. & al. Defts }

This cause came on again to be further heard  
on the papers formerly read therein, and the report  
of Court Morgan dated Dec. 6 and filed in the cause  
Dec. 10 1890 showing that he had fully accounted  
to the Peff for the entire purchase price of the land  
and was argued by counsel, On consideration of  
all which it is adjudged ordered and decreed, that  
said report be and the same is hereby confirmed,  
and it is further adjudged ordered and decreed, that  
H. J. Morgan be appointed a Special Commissioner for  
the purpose who is directed to convey by deed with  
covenants of Special Warranty the 80 acre tract of  
land conveyed by Wm. Ball surfe to Daniel & Eldridge filed  
in the case & marked (A/B) to J. A. and Wiley Stanley  
according to the notes and bounds set out in said Ball's deed,  
and he will report his action to the court, and  
the cause is continued



M. S. Ball Exp

no } Dec. No. 4

I. D. Fickerson and sal

Entd Chy 003 318

Mr. 31st 1891.

J. A. Hyatt

Enter this

Month April 31 1891

H. S. M.



Moses S. Ball Esq. & Jeff }  
vs. } In by  
L. D. Fulkerson admoral Dfto.

This cause came on again to be further heard on the papers heretofore read therein, and the report of Com. H. J. Morgan dated Dec. 6 of filed in the cause Dec. <sup>the 12th</sup> 1889, showing a sale of the tract of land of 75 or 80 acres, subject to the vendors lien, and the disbursing of the cash payment and was argued by counsel. And the said report being remanded to. On consideration whereof it is adjudged ordered and decreed, that said report of sale, be and the same is hereby confirmed. And it further appearing from said report, that after the net proceeds of the sale of the tract of land in the bill specially referred, <sup>to,</sup> subject to the vendors lien, shall be applied as a credit as of Dec. 2 1889 to the debt due the plaintiff, it will still leave due him as of the last mentioned date the sum of \$213.02, which will have to be raised by a sale of other real estate. But as such other real estate owned by E. H. Daniel in his lifetime, is subject to the dower of his widow therein, which has not been assigned her. the court for the present declines to order a further sale of real estate until dower shall be assigned. The widow and to attain this end I M. Carmichael H. C. T. Richmond & P. P. Fugate are appointed commissioners for the purpose and they are directed to lay off and assign to Sama Daniel widow of E. H. Daniel dower the dower to which she is entitled out of the real estate of her late husband which shall consist of One third thereof in annual rental value, and said Commissioners will make a plat of the whole land, and of the dower & they will report their action to the court, and the cause is continued until the coming in thereof.



Moses S. Ball Exp

no  $\frac{1}{3}$  Decr 1893

E. D. Fulkerson adm. tal

Entered Chcy O.B.

page 247

April 1<sup>st</sup> 1890,

J. A. Hyatt

Enter this

April 1 1890

H. S. M.



Moses S. Ball Exor.

Peff

vs.

L. D. Fulkerson admt. & al

Defts

In Chy.

This cause came on again this day to be further heard on the papers heretofore read therein. And the report of Special Comr. John A. G. Hyatt and Exhibits A B, & A C, therewith filed in the cause Augt 14 1889, and was argued by counsel and the said report and exhibits therewith being submitted to the consideration whereof It is adjudged ordered and decreed that said reports with said exhibits be and the same are hereby confirmed, And it appearing from said Exhibit (A B) that there is in the hands of L. D. Fulkerson as admt. of Est. Daniel dead the sum of \$292.04 as of April 1-1889 arising out of said Daniels personal estate which ought to be applied to said Daniels debts. And it further appearing from said Exhibit (A C) that the outstanding and unpaid debts against said Daniels estate amount in the aggregate when calculated to said 1st day of April 1889 to \$633.35 including the debt due the plaintiff and that when the said sum of \$292.04 shall be applied to said debts it will still leave the sum of \$341.31 to be raised by a sale of real estate. On consideration of all which it is adjudged ordered and decreed that Abner Mome one of said creditors recover against L. D. Fulkerson & C. J. Duncan & C. H. Nash his parties in his official bond as such admt. the sum of \$153.55 with legal interest thereon from the first day of April 1889, till paid that John D. Morgan another creditor recover against them the sum of \$23.80 with legal interest thereon from the same time That the Peff recover against them the sum of \$114.69 with interest from the same time And execution is awarded said three parties for



said three sums with interest as aforesaid against said I. D. Fulkerson as such adm<sup>r</sup> & B. J. Duncanson & B. H. Nash as his trustees in his official bond as adm<sup>r</sup> aforesaid and when the said sums shall be paid by said Fulkerson it will discharge his liability to said estate as to the personal estate referred to in said exhibit A. B. And as there is still the sum of \$341.31 yet due the peff<sup>y</sup> with interest from April 1<sup>st</sup> 1889. and the costs of this suit & the real estate of said Daniel being chargeable therewith It is further adjudged that the Peff<sup>y</sup> recover against I. D. Fulkerson adm<sup>r</sup> the costs of this suit and unless the same and said \$341.31 with interest as aforesaid be paid the plaintiff within 20 days from the rising of the court, then it is further adjudged ordered & decreed that so much of the real estate owned by E. D. Daniel at the time of his death be sold as will pay the same, but the tract of land supposed to contain 80 acres on which said \$341.31 operates as a vendors lien shall be first sold & if the same shall prove insufficient for the purpose then so much of the other lands shall be sold as will pay said balance and cost. At said sale so much cash in hand will be required as will pay the costs of suit and sale and as to the residue 6, 12 & 18 Months time will be given, with interest from day of sale, and the purchaser shall give bond with approved security for the deferred payments. Said sale shall be at public Auction to the highest bidder at the front door of the court house of Lee County on some court day after the same shall have been duly advertised 30 days prior thereto showing time, terms & place of sale. And Henry J. Morgan is appointed a Special Com<sup>r</sup> to execute this decree.



who before doing so is required to give bond with security  
before the clerk of this court in the sum of \$500, with condition  
to account for all money he may receive in the cause, and  
he will report his action to the court and the cause is continued



Moses S. Bull Exp

100 } Decm No

I D. Fickerson tal

Entered P. 204 15

C. O. Book No

J. H. Hyatt C. C.

Entered this

Sept 2<sup>nd</sup> 1889

H. H. M.



Moses S. Ball Exor. Poff }  
vs. } In Chy.  
L.D. Fulkerson adm. of E.H. Daniel

This cause came on this day to be heard on the bill of the Poff and Exhibits therewith taken for confessed by the adult defendants and the answer of the infant defendants by John H. Morgan their Guardian ad Litem, and was argued by counsel. On consideration whereof it is adjudged ordered and decreed that the Poff as executor of Wm. Ball dec'd recover against L.D. Fulkerson adm. of E.H. Daniel the sum of \$300.00 with legal interest thereon from the 1st day of Feb. 1883 till paid and the costs of this suit, and it is further adjudged that the said sum thus decreed the Poff constitutes the deceders equitable lien on the acre tract of land in the bill mentioned conveyed by Wm. Ball in his lifetime to E.H. Daniel during his life. But the court for the present declines to Order a sale thereof until the coming in of the report hereafter ordered. And M<sup>rs</sup> John A.G. Hyatt is appointed a com<sup>r</sup> to do the following things make a report thereof. First He will take and state the account of L.D. Fulkerson adm. of E.H. Daniel dec'd. and show therein what amount of personal estate there will be which can be taken and applied to the Intestate debts. Secondly He will convene the creditors of said E.H. Daniel & will show the sum due each individual creditor and the aggregate amount of the several claims. And Thirdly He will report any matter which he may deem pertinent and also any matter required by the parties. And he will report his action to the court and the cause is continued



Moses S. Ball Esq

vs. } Dece No 1

L. D. Fulkerson ad val

Interest Page 145

J. H. Hyatt & Co

Entered this  
Sep 4 1888.  
J. H. Hyatt



Moses S. Ball Exr. &c

Plff

vs

In Chancery

L. D. Fulkerson Admr et al Defts

To the Hon. H. S. K. Morrison  
Judge of the Circuit Court for Lee County

Your undersigned  
Commissioner respectfully reports, that  
after having given the parties in interest  
in this suit notice, and after posting  
written notices at several public places  
in this County, in the neighborhood  
of the late residence of E. H. Daniel  
decd, and on the Court house door  
for all the creditors of said E. H.  
Daniel to present their claims  
before me for settlement as against  
said Estate - I proceeded on the 20<sup>th</sup> March  
1889 and succeeding days until the 24<sup>th</sup>  
of said Month, to receive and take proof  
of such debts as was presented, but only  
two claims were brought forward, and  
the Admr L. D. Fulkerson being present  
informed that he knew of some few  
outstanding claims which had not been  
reported, and at his request the  
matter of account was continued  
until the 14<sup>th</sup> August 1889, at which  
time I proceeded to ascertain  
and now report on all matters  
referred to me in the above styled  
cause. And as will be seen  
by the statement of the account



1 of L. D. Fulkerson Administrator of the  
2 Estate of E. H. Daniel dead, herewith  
3 filed marked "A. B.", I have charged  
4 said Admr, with \$217.95 amount of sale  
5 Bill due Decr. 16<sup>th</sup> 1888, and with notes  
6 on Allen Brooks and L. M. Smith and  
7 legal interest thereon. Subject to some  
8 credits, resulting in showing that  
9 said Admr, from all <sup>sources</sup> had received  
10 or would receive as of April 1<sup>st</sup> 1889 the  
11 sum of \$523.63, and that he had  
12 paid out on proper vouchers, various  
13 amounts, and have allowed him 10%  
14 Commission on the entire Estate, resul-  
15 ting, in showing that there remained  
16 in his hands unaccounted for on  
17 the 1<sup>st</sup> April 1889, the sum of Two  
18 Hundred & Ninety two Dollars & four  
19 cents (\$292.04) which can be applied  
20 to the payment of the debts of E. H.  
21 Daniel dead -

22 And it will be seen by reference  
23 to statement or list of debts herewith  
24 filed marked "A. C." that only  
25 three claims have been presented.

26 The first one is the one sought  
27 in this suit to be collected by M. S.  
28 Ball Exr. of J. M. Ball dead, on which  
29 Judgment was rendered on the  
30 4<sup>th</sup> Sept 1888, by Your Honor's Court,  
31 and amounts including an  
32 Estimation of 45¢ for the Costs of this

all others having been paid by the Admr, as this now shows shown.



Choy suit, on the 1<sup>st</sup> April 1889 to  
the sum of \$456.00 - which debt, has,  
should it be asked, priority over the  
other debts. The second claim allowed  
is one in favor of Abner Moore, which  
after applying the credits endorsed on  
note, leaves a bal of prin + Interest  
due<sup>as</sup> of April the 1<sup>st</sup> 1889, this sum, one  
hundred and fifty three Dollars + fifty  
five Cents \$153.55.

The third and last claim is an  
account going to Dr. J. D. Morgan  
for medical attendances on said  
decedent, which amounts on the  
1<sup>st</sup> April 1889 to the sum of \$23.80,

All these debts aggregate the sum  
of \$633.35 - which after applying  
the \$292.04 of personal in said hands  
leaves \$341.31, which will have to  
be realized from real Estate  
belonging to the Estate of said Ed.  
Daniel decd. - As the Will sets  
forth the claim of M. S. Ball's is purchase  
money and properly chargeable on  
the said real Estate.

Respectfully submitted

J. A. Hyatt  
Counsel



Messrs S. Ball & Co

Comrs. Report

L. D. Fulkerson Admstr

Filed Aug. 14<sup>th</sup> 1889.  
J. A. S. Hyatt C.

Comrs fee 15<sup>-</sup>



Received of L. W. Fullerton  
Admr of E. H. Bonnie's Estate  
Four Dollars & Twenty Seven<sup>cts</sup>,  
on Duties of Nancy King's Estate  
this 27<sup>th</sup> day of July 1889

Wm. Grady & J



No 43



1887

Oct 23<sup>th</sup> E. H. Bonie's Estate  
In specie with  
L. M. Smith Dr  
To Making Coffin \$5.00

State of Virginia  
Lee County { Twp

This day personally appeared  
before me a Notary Public  
for Lee County ~~and~~ ~~was~~  
J. R. Robinson, and made  
oath that the above spec  
is just and unpaid  
Given 29<sup>th</sup> / 87

L. D. Fulkerson N.P.

Received Bales Mills & been  
29<sup>th</sup> 1887 of L. D. Fulkerson  
Admr of E. H. Bonie's Estate  
Five dollars in full for above  
account

J. M. Smith



L. M. Smith  
Receipt of  
Dec. 29/88

(1)

L. M. Smith  
Receipt  
L. D. Hullerum  
Adm. E. No. 1



H. C. F. Richmond,  
 Dry Goods, Notions, Boots and Shoes,  
 Hats, Clothing, & Merchandise.  
HIGHEST MARKET PRICE PAID FOR PRODUCE.

Red Stores, Va., Oct 23 1887

Est Daniel Deed for Vol Merchant  
 On acct with H. C. F. Richmond

To	1 Suit 108	1 Pr. Dressed 25	1/2 Hore 25	10.75
"	1 Neck Tie 25	1/2 Cans 25	1 White Sheet 100	1.50
"	2/4 Bobinet for 194	1/2 Cologne 25		44
				<u>\$ 12.69</u>

Lee & Towle.

H. C. F. Richmond appeared  
 before me and made oath that  
 the above account to the Est of  
 Est Daniel - is just - true and unpaid  
 Given under my hand this  
 21<sup>st</sup> day Decr 1887

L. D. Tucker N.P.

Recd of L. D. Tucker on admt of  
 Est Daniel Deed Twelve dollars  
 and sixty nine cents in full  
 of above acct. Dec 21/87 H. C. F. Richmond



(12)

Edmund Diet  
Acct.

\$ 12.69

H. E. J. R.

Dec. 21<sup>st</sup> 1888

HIGHEST MARKET PRICE PAID FOR PRODUCE.

Wm. C. C. & J. Thompson

High Grade Apples, Peaches and Cherries

Wm. C. C. & J. Thompson







Received Decr 16<sup>th</sup> 1888 of L. W.  
Jenkins Admr of E. M. Daniel's  
Estate \$4.14 and  
Seventy Six Cents in full for  
the within account -  
H. F. Richmond

E. M. Daniel

To Decr 14. 96

No. L. 1 R

Decr 16/1888



Received L.D. Gulkers  
Adm of E. M. Doniel's  
Estate four dollars  
and twenty seven cents  
on Lattes for Nancy  
Kings Estate this  
18<sup>th</sup> June 1888 - for the  
Year 1887 -

C. M. Graham  
D. J.



Taxes (4)

48  
for 1882

Co. No. 108

Taxes



1887 E H Daniel Reed

In acct with George W Gibson

Octo 23 To Cash loaned Mrs Daniel Tobey  
Plank to make Coffin \$ 3.00

This day Sarah Daniel personally came  
before me the undersigned Notary  
Public for Ad County and made  
Oath that the above account  
is just true and unpaid, Given  
under my hand This 29<sup>th</sup> day  
of Decr 1887.

L. D. Fulkerson W.P.

Recd of L D Fulkerson admr of  
E H Daniel Deed. Three doll  
the amount of the above acct.

December 31<sup>st</sup> 1887

George W Gibson



Ed Daniel Seed  
Accl  
\$ 3.00  
Geo W. Brown

Geo W. Brown  
\$  
29 Dec 1887  
(5)



1824.42 one day after date  
I bind myself heirs to pay to  
Mr. J. Eells administrator of  
Steven Bacon estate twenty four  
dollars & 42 cts full and on  
an old note as witness my  
hand & seal this February  
the 5. 1897

E. H. Daniel Seal



or By 60 cts for Takeing the  
acknowledgements of Seed made  
to Daniel Jean Sept the 16<sup>th</sup> 1880

\$2.00 each  
for By two dollars March 1<sup>st</sup> 1886  
oats  
to Babu

\$24.42  
E. H. Daniel  
To } Note



Received of L. D. McKee Adm  
of E. M. Bonnell Estate Thirty Eight  
dollars and fifty Eight Cents in  
full for note due said Edds by  
said Bonnell Estate This 25<sup>th</sup> day  
of March 1889. Wm. J. Edds



W. J. Edd  
\$ 38.08  
Mar. 25 1889  
6



1889.

Recd March 13<sup>th</sup> of  
Ld Fulkerson admr  
of E H Daniel Deeds  
Three dollars for  
Account of  
Frankle F Dean Deed  
This is given as a  
duplicate of the original  
Receipt

J H T Richmond



March 13/88

\$3.00  
St. L. F. R.

7



E. H. Daniel (Dis)  
To J. B. McLine Dr

1887  
Oct 28 To 1 Pair shares \$2.50  
" " " 1 yd Dam 10  
\$2.60

I do hereby Certify that the above  
Account of 2<sup>40</sup> is just and unpaid.  
May 10 1888 J. B. McLine

Virginia Sec-Co. To wit  
Sworn to and subscribed before  
me this 11<sup>th</sup> May- 1888  
J. M. Woodward Jp



(56)

E. H. Daniel  
Apr 2 60  
J. B. McLean

Received of J. D. Faesbren administrator  
of E. H. Daniel's estate. Two dauers and sister  
the sum of the within account  
This Mar 26-1889— J. B. McLean  
By care



P 53:14

By the 25<sup>th</sup> of December 1871 I Bind my self Lewis  
to pay full price seals fifty three Dollars its being paid  
Value received this the 26 day of January 1872  
as witness my hand & seal

E. W. Daniel

(Seal)



May the 14 1872  
Cr the within note ten  
dollars

~~May~~  
~~Sept~~ 1873

Cr the within note  
ten dollars

~~Sept~~

~~Sept~~ 22 1873 Cr 80 cts

Oct 1873 Cr by one  
hepper & 12 pounds of  
Bacon \$6.00

Oct 1873 Cr by cash  
3.00

July 1877

Cr by 3.00

\$18.00

Sept 1877

by 7.00

72.10 up to July 1882



H 25:10

By the 25 Day of December next I Bind myself here  
to to pay Fieldin Seals then five dollars it  
Being for value received as witness my hand & seal  
this the 26 day of January 1870

E. H. Daniel

Seal



25-

Sept 1 1871 Cr the within \$8.64 in goods

Aug 29 1882 Cr 1

\$28 97 up to July 1<sup>st</sup> 1882 :



Received of L. H. Fulkerson, ~~Adm~~  
Admr of E. H. Daniel Estate ~~Sixty~~  
Two Dollars fifty Three Cents for  
two notes as follows one dated  
due Decr 25<sup>th</sup> 1871 for \$53.00 Subject  
to several Credits which are on the  
the other for \$25.00 due Decr 25<sup>th</sup> 71  
Subject to two Credits which are  
on the note. The balance due  
on the two notes is \$62.53 as  
stated above  
March 27<sup>th</sup> /89

Wm. S. Hall  
Jr



A Seale

\$62.53

March 29 1889

(9)



Received of L. D. Fullerton  
Adm'r of the Estate of E. W. Daniel  
deceased Eighteen dollars, in  
full for my ~~deceased~~ account  
against said Estate this  
15<sup>th</sup> day of March 1889.  
H. E. Morrison.



E. H. Darned

Dr

To W. E. Morrison

1885	Sept 28	To am visit-child	\$1.00
"	Nov 28	" " Daughter	1.00
"	Dec 1	" Medicine self	.50
1886	Apr 22	" " "	.50
"	" 28	" " "	.50
"	Nov 8	" one visit wif	1.00
1887	Jan 19	" Medicine self	.50
"	July 11	" one visit-child	1.00
"	" 12	" " "	1.00
"	" 18	" " "	1.00
"	Oct 21	" " self	1.00
"	" 22	" " "	1.00
		" Borrowed Money	\$10.00
			\$20.00

By Onions & Potatoes

2.00  
\$18.00

Subscribed to before me by W. E. Morrison  
this 26<sup>th</sup> day Nov 1888, L. D. Hulme N.P.



This day personally appeared  
before me L. D. Fulkerson a Notary  
Public for Lee County, Sarah  
E. Bonnell and made oath  
that the within account  
was just and unpaid to  
the best of her knowledge  
and belief. Given under my  
hand this, 26<sup>th</sup> day of March.  
1889.

L. D. Fulkerson N.P.



Mr. Daniel Edmond H. District No. 1  
 1887 To J. P. Graham, Treasurer of Lee County, Dr.

TRACTS.	State Tax, 30 cents on \$100.	County Levy, 50 cents on \$100.	County School Tax, 10 cents on \$100.	District School Tax, 10 cents on \$100.	State School Tax, 10 cents on \$100.	TOTAL AMOUNT OF TAXES.
To ——— acres land, value, \$						
Property, income, etc. .	305	92	2	03		
Capitation Tax, . . .	1	1	00			
County School Tax, . .			30			
District School Tax, .				30		
State School Tax, . . .					30	
Total, . . . . .						145

2.95  
 1.00  
 30  
 30  
 30  
 45

Received Payment in full, J. P. Graham Treasurer. 5.30

53-9



19, 21, for J. P. Graham  
(Treas.)

8, 7 D. 8  
Letter

$$\begin{array}{r} 484 \\ \hline 427 \\ \hline 571 \end{array}$$



1887

L. D. Fulkerson

Decr. 9

Entering order appt. you Admr E. H. Daniels 1.00

Tax 1.00 Recording bonds 50 order 1.50

appt appraisers 36 Copies 90, Reapt 18 1.44

1888  
Janu

Recording appraisement 30 Sale Bill 30 .60

Inventon 30 Taxing Costs &c 40 .70

Received payment Apr. 1<sup>st</sup> 1889.

J. A. G. Hyatt P. C.

\$ 5.24



L. D. Fulkerson  
Adm.

Free Bill  
\$ 5.24

12



Vouchers from  
1 to 11 inclusive

---



The Estate of E. H. Daniel  
To Abner Moore

On

Am't of Note with Int from Feby 26<sup>th</sup> 1877. 149. 00

Interest to 31<sup>st</sup> May 1884 64. 96

Credit " " " \$213. 96  
65. 00

Interest to Feby 24<sup>th</sup> 1886 \$148. 96  
15. 49

" out 148. 96 prin to June 27<sup>th</sup> 1887 11. 99

By amt paid Feby 24<sup>th</sup> 1886 \$12. 89 \$176. 44

" " June 27<sup>th</sup> 1887 22. 35 35. 24

Interest to October 1<sup>st</sup> 1887 \$141. 20  
2. 18

Credit " " " \$143. 38  
2. 50

Interest to April 1<sup>st</sup> 1889 \$140. 88  
12. 67

Amount due April 1<sup>st</sup> 1889 \$153. 55



\$ 149

one day after date I bind myself  
hence &c To pay Almed more B. M. -  
yearly the administrators of David  
more deceased <sup>estate</sup> one hundred and  
forty nine dollars it Being for a  
note executed 1865 Number this

I have by have my right to the  
home ~~land~~ exemption so far as  
this note is concerned as witness  
my hand & seal this February  
the 26 1897

E. H. Daniel



Cr the within Note \$65.00

this the 31 day of May 1884

Cr the within Note \$12.~~88~~<sup>88</sup> this

the 24 February 1884

the balance on this note up to this

date is \$142.00

Cr the within Note twenty Two Dol  
lars & 35<sup>cts</sup> this the 21 day of June 1887  
Oct. 1/87 Cr By Mearns Stand \$2.50



I do solemnly swear that the note hereto attached on  
the estate of E. H. Daniel dead, is just, and that all credits  
to which the same is entitled are entered on the back  
thereof and such balance as may remain after applying  
said credits thereto is now justly due and owing to me  
so help me god.

James M. Morgan

Sworn to before me by Abner M. Morgan the 27th of March 1889,  
Henry J. Morgan Comt.



Abner Morris

as  $\frac{1}{3}$  note & affidavit

East Daniel Estate.

Pris due Oct 5<sup>th</sup> 1887 \$140.88  
Int to Apr 1 1889 12.67  
Total Apr 1<sup>st</sup> 1889 \$153.55

2



Moses S. Ball Exor. Poff  
I D. <sup>vs</sup> Fulkerson adm. & al. Dfts. } In L. Chy.

No 1

Recd of H. J. Morgan Cont. in said cause the sum of  
Twenty Six dollars + 07 cts. Eleven dollars + 7 cts thereof

No 2

are the fees due me as clerk <sup>for services</sup> ~~for fees due me~~ therein  
and fifteen dollars as cont. Dec. 12 1889.

J. A. G. Hyatt Clerk  
& Comm.

No 2

Recd of H. J. Morgan Cont. in said cause the sum of  
five dollars the guardian ad litem fee therein Dec. 12 1889.

John M. Morgan G. A. L.

No 4

Recd of H. J. Morgan Cont. as above two dollars the  
fees due the Sheriff in said cause Dec. 12 1889.



Moses S. Ball Executor & Jeff

vs.

I. D. Fulkerson admr. & others Defts

In Chy

To the Hon. H. S. K. Merriam Judge of the Circuit Court of Lee County Virginia:

Pursuant to a decree of the Circuit Court of Lee County entered in the above styled cause on the 2nd day of Sep 1889 and after having advertised the same as thereby required I proceed to offer the 75 or 80 acre tract of land in the bill mentioned (which is subject to the vendors lien) To sale on the terms prescribed by said Decree at the Court house of said County on Monday Dec. 2 1889, that being the first day of the Circuit Court for said County for the year 1889 and thereupon James Wiley Stanley bid the sum of \$200- for said tract of land, and that being the highest and best price offered for the same they became the purchasers thereof at the said bid of \$200. They thereupon paid me the sum of \$58.07 in hand, with which to pay costs of suit and sale & which I have disbursed in the manner shown in the tabular statement at the foot of this report, and they then executed to me as Court their three bonds for \$47.31 each, with H. B. T. Richmond as their security, when I regard as good beyond question, payable in 6, 12 and 18 months with interest from date. This tract of land was sold by Mr. Ball in his lifetime for \$300 to the decedent E. H. Daniel, but I do not think it was worth that sum, and I also think the price it brought at this sale is a fair one, and I therefore recommend the confirmation of said sale. This sale disposes of the land subject to the vendors lien, but the said E. H. Daniel left other real estate, which will have to be looked to for the payment of the balance of the plaintiffs debt, but this other land is subject to the claim of said E. H. Daniels widow, which has not as yet been assigned her, and before decreeing other land to



1 to be sold, it occurs to me proper that Daser should first  
2 be assigned his widow - Laura Daniel:

3 There was a balance due the plaintiff as of April 1-1889 of  
4 \$341.31, and the net proceeds of this sale being \$141.93 now when  
5 that sum is applied to said balance as of Dec: 2nd 1889, it will  
6 still leave due the Pelff as of Dec: 2 1889 the sum of \$213.07 to  
7 be raised by a sale of other real estate:

8 My account of the cash payment is shown in the following  
9 tabular Statement

10	Cash received on day of sale.			58 07
11	By 5 per cent commission on sales of \$200 - Returned	10 00		
12	By attorneys Tax fee Retained	15 00		
13	By this sum paid Hyatt Clarke fee	11 07		
14	" " " " " Same Court fee	15 00		
15	" " " " " John M. Morgan Grand addition	5 00		
16	" " " " " Sheriffs fee	2 00	58 07	

17 For the last four disbursements receipts therefor are hereto  
18 attached: Marked as in the margin

19 Respectfully Submitted

20 Henry J. Morgan Const.  
21 Dec: 6 1889.



Moses S. Ball Exor &c.

as Compt. Refort - Sale - Land

L. D. Fulkerson adm. & al

Filed Dec. 12 1889.

J. A. Styratt

Confirmed by Decree  
of the Circuit Court  
April Term 1890



M. S. Ball Exor. Pff

vs.

L. D. Fulkerson admt. tal. Dftd

} In Chy

Recd of H J Morgan Comt. in said cause the  
sum of Forty Eight dollars and 72 cents the  
first installment of the purchase price  
of the land sold in the case June 10 1890

M. S. Ball



M. S. Ball

To { Receipt of \$48.72

H. J. Morgan



M. S. Ball Exor. Off

vs.

I. D. Fulkerson adm. & Defts

} in Chy.

Recd of St J Morgan Cont. in said  
cause St B. J. Richards check on Pacells  
Valley Bank endorsed by said Morgan  
for Fifty dollars & 14 cents being the  
second installment of the purchase price  
of the land sold in said cause

I have also recd of said Morgan <sup>a note</sup> on  
J A & Wiley Stanley, & St B. J. Richards, for  
the 3rd and last installment of the  
purchase money, which will become  
due June 2 1891 at which time it  
will amount to \$51.56. Dec. 6 1890

M. S. Ball



Moses S. Ball Exor<sup>or</sup> Peff

vs

In Obij

L D. Fulkerson admt. & al Defts

To the Hon. H. S. K. Merison Judge of the Circuit Court of Lee County Virginia

Since the sale of the 80 <sup>acre</sup> tract of land, sold in this cause was made the purchasers thereof to wit J. A. & Wiley Stanley they have paid to me as Comt. the first two installments of the purchase money for said land amounting in the aggregate to \$98.86 & the third and last installment will become due and payable June 2 1891.

I have paid to the plaintiff the first two installments as will be seen by his receipts hereto attached, and he is willing to accept of me the third and last note as cash, and hence I have turned it over to him as cash as will be seen by his receipt herewith filed so that my account in this case will stand squared as shown in the following table.

Cash Recd. June 10 1890 first Installment	48	72	
Cash " Dec. 6 1890 second "	50	14	
Third note at maturity June 2 1891.	51	56	
	150	82	
By this sum paid Peff June 10 1890	\$48.72		
By this sum " Peff Dec. 10 1890	50.14		
By note turned over to Peff due June 2 1891	51.56	150	82



Thus it will be seen, that I have in the manner  
presented out, accounted for the entire purchase price  
of the land sold in the cause and the purchases  
of the land, having now paid two thirds of the  
deferred payments, I think a deed of conveyance  
should be made to them for the tract of land  
purchased by them in this cause.

Respectfully Submitted

Henry J. Morgan Esq.

Dec 6 1890

M. S. Bull Esq.

20. { Court Report clearing land

L. D. Fullerton admr. tal

Filed Dec 10 1890

J. A. Wyatt



Moses S. Ball Exor & Peff.

vs.

L D. Fulkerson admr. & real Defts.

In by

To the Hon H.S.K. Merison Judge of The  
Circuit Court of Lee County Va.

As directed by your decree entered in the  
above styled cause on the 31<sup>st</sup> day of March 1891  
I have made executed and acknowledged for  
record a deed of conveyance, by which I as Court.  
have conveyed to J.A. & Wiley Stanley the 80 acre  
tract of land in the bill and proceedings mentioned  
with covenants of Special warranty, and the  
same is herewith filed for your inspection & approval

Respectfully Submitted

Henry J. Morgan Special Court.

April 1<sup>st</sup> 1891



Moses S. Ball Exor

as } Cant. Refrat of Deed

L. D. Fulkerson adm'tal

Filed April June 1891

J. A. S. Hyatt C



Know all Men. by these Presents, That We,

*L. D. Fulkerson*  
*E. W. Nash & E. T. Duncan*

of Lee county, are held and firmly bound unto the Commonwealth of Virginia in the just and full sum of *\$900.00* dollars. for the payment thereof, well and truly to be made to the said Commonwealth, we bind ourselves, our heirs, executors and administrators, jointly and severally. firmly by these presents. And we each hereby waive the benefit of our homestead exemption as to this obligation. Sealed under our seals and dated this *5<sup>th</sup>* day of *Decr* 18*87*. The condition of the above obligation is such that, whereas the above bound *L. D. Fulkerson* has this day been, by the County Court of Lee permitted to qualify as ADMINISTRATOR of the estate of

*E. T. Duncan*  
deceased:

Now, if the said *L. D. Fulkerson* shall faithfully discharge the duties of *his* said office according to law, then the above obligation to be void; otherwise to remain in full force and virtue. Acknowledged in Court.

(SEAL.)

*L. D. Fulkerson* (SEAL.)

(SEAL.)

*E. T. Duncan* (SEAL.)

(SEAL.)

*E. W. Nash* (SEAL.)

*A Copy*  
*Estate of E. T. Duncan*



Copy of  
Administration Bond.

(F.)



L. D. Fulkerson Administrator  
of the Estate of E. H. Daniel dead  
To the Creditors of said Estate Dr

1888	To this sum amt sale Bill due Decr. 16 <sup>th</sup> 1888.	\$217.95		
Dec 16	" " " Note on Allen Brooks Jan'y 1 <sup>st</sup> 1887	112.33 $\frac{1}{2}$		
	Per Decr. 27 <sup>th</sup> 1886	21.00		
	Int on bal to March 20 <sup>th</sup> 1887.	\$91.33 $\frac{1}{2}$		
	Credit " " "	18.00		
	Int. to June 29 <sup>th</sup> 1887.	74.54 $\frac{1}{2}$		
	Credit " " "	20.00		
	Interest to Decr. 16 <sup>th</sup> 1888.	55.76 $\frac{1}{2}$		
		4.90	60	66 $\frac{1}{2}$
	To Note on same (Allen Brooks) due Jan'y 1 <sup>st</sup> 1888	112.33 $\frac{1}{2}$		
	" Interest thereon to Decr. 16 <sup>th</sup> 1888	6.45	118.	78 $\frac{1}{2}$
	" Note on L. M. Smith due Jan'y 25 <sup>th</sup> 1886	5.88		
	" Int. thereon to Decr. 25 <sup>th</sup> 1887.	67	6.	55
	Total in Admin's hands Decr. 16 <sup>th</sup> 1888		\$403.	94 $\frac{2}{3}$
	By 10% Com on \$403.94 $\frac{2}{3}$ Receipts	40.39		
	By this sum paid L. M. Smith for affw	5.00		
	" " " paid H. C. T. Richmond his acct	12.69		
	" " " " Same " "	14.76		
	" " " " Taxes for year 1887	4.00		
	" " " " Geo. W. Gibson for plank	3.00		
	By this sum unaccounted for to square	324.10	\$403.	94 $\frac{2}{3}$
1889	To this sum in Admin's hands Decr. 16 <sup>th</sup> 1888		\$324.	10 $\frac{2}{3}$
	" " " Int thereon to April 1 <sup>st</sup> 1889		5.67	
	" Note on Allen Brooks due Jan'y 1 <sup>st</sup> 1889		112.33 $\frac{1}{2}$	
	" Interest thereon to April 1 <sup>st</sup> 1889.		1.68	
	" this sum in Admin's hands Apr. 1 <sup>st</sup> 1889		\$443.	79
	By 10% Com on \$119.68 Receipts	11.96		
	By this sum paid W. T. Eads note & Int	38.58		
	" " " " H. C. T. Richmond acct	3.00		
	amts forwarded	\$53.54	\$443.	79



1889

Apr 1	2	To this sum amount debits brought over			\$443.79
	3	By	" " " Credits	" over	\$53.54
	4	"	" " " paid J. B. McLin his acct,		2.60
	5	"	" " " " H. Seale his notes & Int,		62.53
	6	"	" " " " L. W. E. Morrison		18.00
	7	"	" " " " Taxes for year 1887.		5.57
	8	"	" " " " J. A. S. Hyatt clerk,		5.24
	9	"	" " " " Taxes for year 1888		4.27
	10	By this sum in Adm's hands to equal Apr. 1 1889			292.04 <del>443.79</del>

1889

Apr 1	11	To this sum in Adm's hands Apr. 1 1889			
	12	which may be applied to payment of debts			\$292.04

"A. B. C."

Adm's B. H. Davis's Est  
Statement of the account  
L. B. Farnham



List of debts outstanding against  
The Estate of E. H. Daniel deceased.

To M. S. Ball Esq. Wm. Ball Esq			
For Judgment Lec circuit Court rendered			
Sept 4 <sup>th</sup> 1888, This sum	\$ 300. 00		
" Int thereon from Feby 1 <sup>st</sup> 1888 to Apr. 1 <sup>st</sup> 1889	111. 00		
" Estimate cost of chcy suit	45. 00	\$ 1456. 00	
To Abner Moore for note exe			
cutted by E. H. Daniel Feby 26 <sup>th</sup> 1877 for	149. 00		
Interest from Feby 26 <sup>th</sup> 1877 to May 31 <sup>st</sup> 1884	64. 96		
Credit May 31 <sup>st</sup> 1884	213. 96		
Int on bal to June 31 <sup>st</sup> 1887	65. 00		
" " " "	\$ 148. 96		
Int on bal to June 31 <sup>st</sup> 1887	37. 48		
" " " "	\$ 176. 44		
" " " "	35. 24		
" " " "	\$ 141. 80		
" " " "	2. 18		
" " " "	\$ 143. 38		
" " " "	2. 50		
Interest to April 1 <sup>st</sup> 1889	\$ 140. 88		
	12. 67	153. 55	
To Dr. John D. Morgan for			
medical service to Feby 1 <sup>st</sup> 1886	20. 00		
" Int. thereon to April 1 <sup>st</sup> 1889	3. 80	23. 80	
Total indebtedness reported		\$ 633. 35	
By this amt personal in Admin hands		292. 04	
Amount to be realized out of Real Est.		\$ 341. 31	



Moses S. Ball

List of debts

L. D. Fulkerson Adm

"A. C."

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32



\$100.00

by the first day of february 1883 I bind myself  
heirs and assigns to pay Wm Ball one hundred  
dollars with in trust from date for part of  
purchase money on land given under my hands  
and seal this february 1<sup>st</sup> 1883 the Land to  
stand good for the purchase money  
Test

W. S. Ball.

E. H. Danell (Seal)



Est Daniel

To 3 Notes 100

Wm Ball

Wm Ball  
to note  
\$100.00



\$100.00

by the first day of february 1884 I bind myself  
heirs and assigns to pay Wm Bull one hundred  
dollars with interest from date for part  
payment on land given under my hands  
and Seal this february 1<sup>th</sup> 1883 the land to  
stand good for the purchas money

test

E. H. Daniel Seal

Wm S. Bull



E. H. Daniel

To  $\frac{2}{3}$  Note \$100 -

Wm Ball

(B)

E. H. Daniel

To ~~check~~ \$100.00



\$100.00

by the first day of february 1886 I bind my  
self heirs and assigns to pay Wm Ball one hundred  
dollars with interest from date for part of purch  
ase money on land given under my hands and  
seal this february 1<sup>th</sup> 1883 the land to stand  
good for the purchase money

Test  
W. S. Ball

E. H. Daniel

Sealed



E. H. Daniel

To  $\frac{2}{3}$  Note \$100

- Vm Ball

(D)

E. H. Daniel

To Note \$100.00

=====



The Estate of E. W. Boniel (deceased)  
To Dr John D. Munson Dr  
For services as Physi-  
-cian from 1881  
to Feby 1886. \$20.00

This day personally appeared  
before me a Notary Public for  
the County of Lee in the State  
of Virginia, Dr John D. Munson.  
and made oath that the  
above account was just,  
and unpaid Given under  
my hand this 18<sup>th</sup> day of  
March 1889. L. D. Tucker N.P.



# The Commonwealth of Virginia.

To The Sheriff Of Lee County Greeting:

We Command You to Summon

*L. D. Fulkerson Adm'r.*

*C. H. Daniel dec'd, C. T. Duncan & C. W. Nash*

*his Sureties and Laura Daniel*

*Sarah A. M. Daniel, Rachael Daniel*

*Catharine Daniel, Florence Daniel and*  
*Marrieth Daniel*

To appear at the Clerk's Office of the Circuit Court of Lee County, at the Courthouse on the first Monday  
in *June* next, being rule day to answer a bill in Chancery exhibited in our said Court  
against *them* by *Moses S. Bales*

*Executor of the last Will and*  
*Testament of William Ball dec'd.*

And have then and there this writ. Witness, J. A. G. Hyatt, Clerk of said Court at the Courthouse.

This *7<sup>th</sup>* day of *May* 1888, in the 11<sup>th</sup> year of the Commonwealth.

*J. A. G. Hyatt* Clerk.

A Copy Teste



A. J. M.

Moses S. Ball Esq  
vs 3 Spaw  
Cher  
L. D. Fulkerson Am  
et al.

To James P. Rules 1888.

Executed by delivering  
Copies of the within to  
L. D. Fulkerson  
C. D. Duncan C. H. Nash  
& Laura Daniel  
June 1st 1888  
E. S. Bishop Deputy  
for R. D. Flannery  
S. L. C.